

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Servants – Allegation of Corruption against Sri Jakkula Sailoo, Deputy Executive Engineer, North Tank Division, Ranga Reddy district – Sanction of Prosecution Orders – Issued.

IRRIGATION & COMMAND AREA DEVELOPMENT (Ser.VI-2) DEPARTMENT

G.O.Ms.No. 16

Dated 29.01.2013.

ORDER:-

WHEREAS, Sri Jakkula Sailoo worked as Deputy Executive Engineer, North Tank Division, Ranga Reddy district from 13.04.2006 to 30.06.2008 and by the virtue of the post held by him, he falls under the category of “Public Servant” as defined under section 2 (C) of the Prevention of Corruption Act, 1988 (Act 49 of 1988).

2. AND WHEREAS, it is alleged that M/s Sai Ishwarya Plot Owners Association, Khajaguda, Ranga Reddy district was having a land admeasuring 21-25 acres in Sy. Nos.107 to 113, 116/P, 145/P, 146/P, 147/P, 149 and 150 at Khajaguda village, Serilingampally Mandal, Ranga Reddy district which has been made into plots and about 262 members have purchased plots in the said lay out which was approved by Gram Panchayat, Khajaguda in the year 2002 and got registered. One Tank by name “Yellamma Cheruvu” is abutting the above mentioned land. In the month of December 2007, the Government announced for regularization of un-authorized layouts. Since the layout was approved by Gram Panchayat, the members of the Association have applied to the Greater Hyderabad Municipal Corporation in the month of April, 2008 for regularization of their plots. The Chief City Planner, Greater Hyderabad Municipal Corporation raised certain objections and addressed a letter to the Executive Engineer, Irrigation, North Tank Division, Ranga Reddy district vide letter No.764/G/LRS/C-II/2008 dated 20.06.2008 requesting to clarify whether the plots of M/s Sai Ishwarya Plot Owners Association of Khajaguda village fall within the Full Tank Level of Yellamma Cheruvu or not for processing the applications of plot owners of the association. The Chief City Planner, Greater Hyderabad Municipal Corporation handedover the said letter to Sri K. Prabhaker, General Secretary of M/s Sai Ishwarya Plots Owners Association who in turn handed over the same to Sri J. Venkat Ram Reddy, Executive Engineer at the office. Subsequently, Sri K. Prabhaker met Sri J. Venkat Ram Reddy, Executive Engineer several times and requested to expedite the report to Chief City Planner, Greater Hyderabad Municipal Corporation to enable them to get their lay out regularized. On that Sri J. Venkat Ram Reddy, Executive Engineer along with Sri J. Sailoo, Deputy Executive Engineer and Sri Syed Samdani, Assistant Engineer inspected the lay out at Khajaguda on 26.06.2008 and informed Sri K. Prabhaker, General Secretary and Sri P. Shanthi Prasad, Joint Secretary of the Association that about 20 to 30 plots of the layout fall within the full tank Level of Yellamma Cheruvu and as such they may lose the same. After that Sri J. Venkat Ram Reddy, Executive Engineer, Sri J. Sailoo, Deputy Executive Engineer and Sri Syed Samdani, Assistant Engineer called Sri K. Prabhaker and Sri P. Shanthi Prasad to their office and demanded an illegal gratification of Rs. 5 lakhs for doing an official favour to send a favourable report to the Chief City Planner, Greater Hyderabad Municipal Corporation. On that both of them categorically informed Sri J. Venkat Ram Reddy, Sri J. Sailoo and Sri Syed Samdani that they were not in a position to give any illegal gratification and requested to send the actual report. But Sri J. Venkat Ram Reddy, Executive Engineer, Sri J. Sailoo, Deputy Executive Engineer and Sri Syed Samdani, Assistant Engineer intentionally delayed in sending a report to the Chief City Planner, Greater Hyderabad Municipal Corporation to extract illegal gratification of Rs.5 lakhs. Sri K. Prabhaker, General Secretary and Sri P. Shanthi Prasad, Joint Secretary of the Association discussed about the demand of bribe with other members of association

(P.T.O.)

and decided to expose the corrupt activities of the Executive Engineer, Deputy Executive Engineer and Assistant Engineer to the media. Accordingly, on 28.06.2008 they met Sri. V. Ashok, Crime Reporter of ETV and appraised him about the same. Sri V. Ashok, ETV Crime Reporter accompanied Sri K. Prabhaker and Sri P. Shanthi Prasad to the Office of North Tank Division, Ranga Reddy district with a hidden camera and recorded the conversation that took place between them. Then Sri K. Prabhaker, General Secretary and Sri. P. Shanthi Prasad, Joint Secretary reluctantly agreed to pay the bribe amount of Rs.2 lakhs to them and informed that they would meet on 30.06.2008 with the demanded bribe amount.

3. AND WHEREAS, on 30.06.2008 Sri K. Prabhaker, and Sri P. Shanthi Prasad could secure only Rupees One lakh and went to the Office of Executive Engineer, North Tank Division, Ranga Reddy district along with Sri V. Ashok, ETV Crime Reporter and met Sri J. Venkat Ram Reddy, Executive Engineer in the office where Sri J. Sailoo, Deputy Executive Engineer and Sri Syed Samdani, Assistant Engineer were also present. On seeing Sri K. Prabhaker & Sri. P. Shanthi Prasad, the Executive Engineer Sri J. Venkat Ram Reddy ascertained from Sri K. Prabhaker about the bribe amount. When Sri K. Prabhaker replied that only Rupees One lakh was brought out of demanded bribe amount of Rs. 2 Lakhs and the remaining amount would be paid later. Sri J. Venkat Ram Reddy, Executive Engineer handedover the report addressed to the Chief City Planner, Greater Hyderabad Municipal Corporation to Sri Prabhaker. After taking the report, Sri K. Prabhaker handedover Rs.1 lakh i.e. (8) bundles of Rs.100/- denomination and (4) bundles of Rs.50/- denomination to Sri J. Venkat Ram Reddy, Executive Engineer in presence of Sri J. Sailoo, Deputy Executive Engineer and Sri Samdani, Assistant Engineer. The entire transaction was recorded by Sri V. Ashok, ETV Crime Reporter with the hidden camera.

The Government vide Memo.No.18915/Ser.IV/2008-1, dated 09.07.2008 of Irrigation & Command Area Development (Ser.IV) Department, Andhra Pradesh, Hyderabad, enclosed the copies of News item published in Eenadu telugu daily dated 01.07.2008 containing allegations of corruption and acceptance of bribe amount by Sri J. Venkat Ram Reddy, Executive Engineer, Sri J. Sailoo, Deputy Executive Engineer and Sri Samdani, Assistant Engineer of North Tank Division, Ranga Reddy district, and instructed the Bureau to conduct an enquiry and to submit a report. Accordingly, the Deputy Superintendent of Police, Anti-Corruption Bureau, Hyderabad Range conducted a Regular Enquiry into the allegations and a report was submitted. Subsequently a case in Cr.6/ACB-HR/2009 under sub section (2) of Section 13 read with clause (d) of sub section (1) of Section 13 and Section 7 of the Prevention of Corruption Act, 1988 read with Section 34 of the IPC was registered on 27.02.2009 against Sri J. Venkat Ram Reddy, Executive Engineer, Sri J. Sailoo, Deputy Executive Engineer and Sri Syed Samdani, Assistant Engineer of North Tank Division, Ranga Reddy district and investigated into.

During the course of investigation, the concerned files / records pertaining to M/s. Sai Ishwarya Plot Owners Association was taken over from the O/o the Chief City Planner, Greater Hyderabad Municipal Corporation, Hyderabad as well as from the O/o Executive Engineer, North Tank Division, Ranga Reddy district and statements of witnesses were recorded.

4. AND WHEREAS, the facts and evidence on record clearly shows that the members of M/s Sai Ishwarya Plot Owners Association who have got individual plots at Khajaguda village, Ranga Reddy district and their layout was approved by the Gram Panchayat Khajaguda in the year 2002. Sri K. Prabhaker, General Secretary and Sri. P. Shanthi Prasad, Joint Secretary of the Association discussed with the members about the demanded bribe amount by the Executive Engineer, Deputy Executive Engineer and Assistant Engineer of North Tank Division, Ranga Reddy district and all of them decided to expose the issue to the media. Sri V. Ashok, ETV Crime Reporter

(continued on page....3)

accompanied Sri K. Prabhaker and Sri P. Shanthi Prasad to the office of Executive Engineer, North Tank Division, Ranga Reddy District on 28.06.2008 and also on 30.06.2008 and recorded the transactions that took place between Sri K. Prabhaker, Sri P. Shanthi Prasad and officers of North Tank Division with his hidden camera.

5. AND WHEREAS, the investigation further disclosed that the letter addressed to the Chief City Planner, Greater Hyderabad Municipal Corporation was handedover to Sri K. Prabhaker by Sri J. Venkat Ram Reddy, Executive Engineer on 30.06.2008 after confirming that Sri K. Prabhaker and Sri P. Shanthi Prasad brought the bribe amount, the Assistant Engineer Sri Syed Samdani, falsely made an entry in the outward register as if the said letter was dispatched on 28.06.2008 itself.

6. AND WHEREAS, the investigation established that Sri J. Venkat Ram Reddy, Executive Engineer, Sri J. Sailoo, Deputy Executive Engineer and Sri Syed Samdani, Assistant Engineer of North Tank Division, Ranga Reddy district have demanded Rupees Two lakhs as a bribe and accepted Rs.1.00 lakh (Rupees one lakh only) from Sri Prabhaker, General Secretary and Sri Shanthi Prasad, Joint Secretary of M/s Sai Ishwarya Plot Owners Association for doing official favour to send a favourable report to the Chief City Planner, Greater Hyderabad Municipal Corporation, Hyderabad.

7. AND WHEREAS, the said acts of Sri J. Sailoo, Deputy Executive Engineer, North Tank Division, Ranga Reddy district constitute the offences punishable under Section 7 and sub section (2) of Section 13 read with clause (d) of sub section (1) of Section 13 of the Prevention of Corruption Act, 1988 and Section 477-A read with Section 34 of the Indian Penal Code, 1860.

8. AND WHEREAS, the Government of Andhra Pradesh, being the Competent Authority to remove Sri J. Sailoo, from service, after fully and carefully examining the material placed before them and having applied their mind to the facts and circumstances of the case consider that the said Sri J. Sailoo, Deputy Executive Engineer, North Tank Division, Ranga Reddy district should be prosecuted in a Court of Law for the aforesaid offences.

9. NOW, THEREFORE, in exercise of the powers conferred under clause (b) of sub-section (1) of Section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), and Section 197 of the code of Criminal Procedure, 1973 the Government of Andhra Pradesh hereby accord sanction of the prosecution of the said Sri J. Sailoo, Deputy Executive Engineer, North Tank Division, Ranga Reddy district for the above said offences punishable under Section 7 and clause (d) of sub section (1) of Section 13 read with sub section (2) of Section 13 of the Prevention of Corruption Act, 1988 and section 477-A read with Section 34 of the IPC and for any other cognate offences punishable under any provisions of Law for the time being in force and for taking cognizance of the said offences by a Court of Competent Jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(SHAILENDRA KUMAR JOSHI)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti-Corruption Bureau, Andhra Pradesh, Hyderabad.
Law (B) Department.